

Docket No. CIB-T105X
Serial No. 09/129,298

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1638
Conf. No. : 4312
Applicant(s) : Charles J. Arntzen, Peter B. Kipp, Ramesh Kumar, Gregory D. May
Serial No. : 09/129,298
Filed : August 5, 1998
For : Use of Mixed Duplex Oligonucleotides to Effect Localized Genetic Changes
in Plants

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REVOCATION OF POWER OF ATTORNEY AND NEW POWER OF ATTORNEY

Sir:

ValiGen (US), Inc. (previously named Kimeragen, Inc.) is the assignee of record of an application for letters patent, filed on August 5, 1998, as Serial No. 09/129,298, for an invention entitled "Use of Mixed Duplex Oligonucleotides to Effect Localized Genetic Changes in Plants" by virtue of an assignment dated August 4, August 4, July 31, and August 4, 1998 by assignors, Charles J. Arntzen, Peter B. Kipp, Ramesh Kumar, and Gregory D. May, respectively, and recorded on August 5, 1998 on Reel 9369/Frame 0293, a copy of which is attached hereto, along with a copy of a certificate from the Secretary of State for the State of Delaware certifying the amendment to Kimeragen's Certificate of Incorporation changing its name from Kimeragen, Inc. to ValiGen (US), Inc.

ValiGen (US), Inc., having a place of business at 11180 Roselle St., Suite 100, San Diego, CA 92121 certifies that it is the owner of the entire right, title and interest in, to and under the above-identified application, hereby revokes any and all Power of Attorney in all persons appointed prior to April 14, 2003, and it hereby appoints John M. Sanders, Reg. No. 30,126; David R. Saliwanchik, Reg. No. 31,794; Jeff Lloyd, Reg. No. 35,589; Jean Kyle, Reg. No. 36,987; Doran R. Pace, Reg. No. 38,261; Jay M. Sanders, Reg. No. 39,355; James S. Parker, Reg. No. 40,119; Frank C. Eisenschenk, Reg. No. 45,332; Glenn P. Ladwig, Reg. No. 46,853; Margaret Efron, Reg. No. 47,545; and Gwendolyn L. Daniels, Reg. No. 51,594 of the firm Saliwanchik, Lloyd & Saliwanchik, A

2

Docket No. CIB-T105X
Serial No. 09/129,298

Professional Association, as its attorneys to transact all business in the Patent and Trademark Office connected therewith; and requests that all correspondence be sent to:

John M. Sanders
Saliwanchik, Lloyd & Saliwanchik, P.A.
2421 N.W. 41st Street, Suite A-1
Gainesville, FL 32606-6669
(352) 375-8100

CERTIFICATE UNDER 37 CFR §3.73(b)

ValiGen (US), Inc. certifies that it is the owner of the entire right, title, and interest in the patent application identified above by virtue of an assignment to Kimeragen, Inc. (prior name of Valigen (US), Inc. dated August 4, August 4, July 31, and August 4, 1998 by assignors, Charles J. Arntzen, Peter B. Kipp, Ramesh Kumar, and Gregory D. May, respectively.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

ValiGen (US), Inc.

Name Printed: KETH WALKER

Signature: [Handwritten Signature]

Title: President, Cibus Genetics LLC

Date: 10/8/03

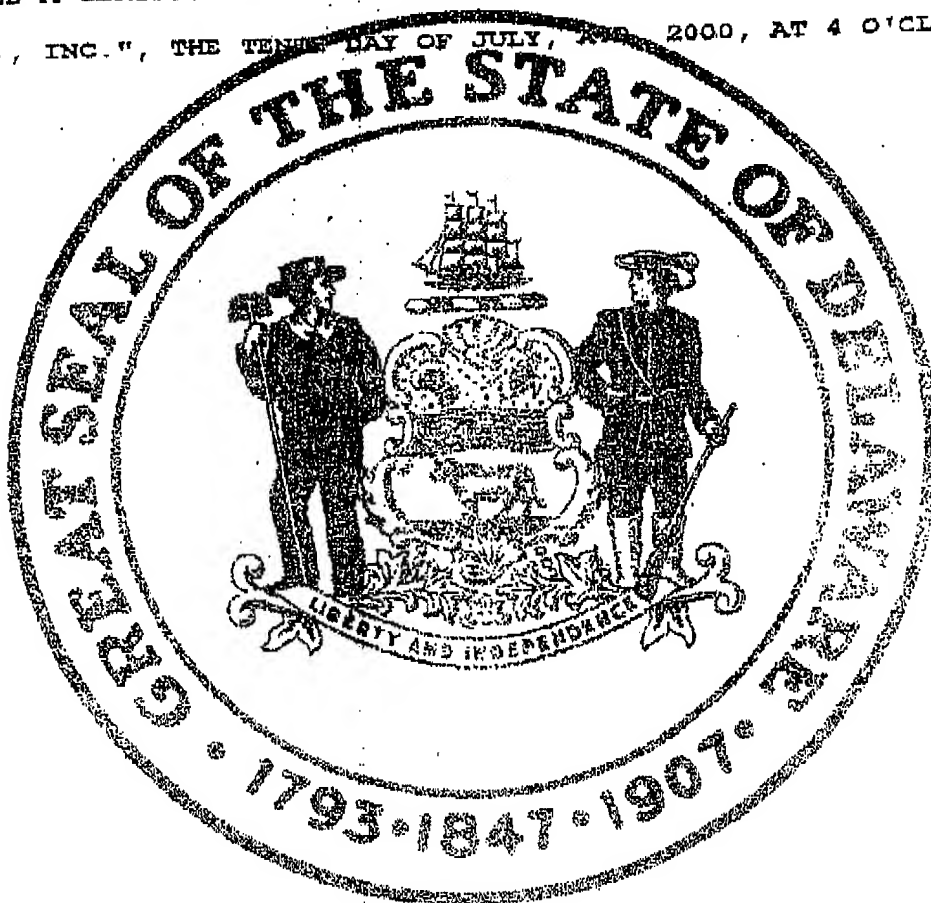
0/25/00 14:03 FAX 215 3044130

ValiGen Legal

PAGE 1

State of Delaware
Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THAT THE SAID "KIMERAGEN, INC.", FILED A CERTIFICATE OF AMENDMENT, CHANGING ITS NAME TO "VALIGEN (US), INC.", THE TENTH DAY OF JULY, A.D. 2000, AT 4 O'CLOCK P.M.



Edward J. Freel
Edward J. Freel, Secretary of State

ATTESTATION

DAY

CERTIFICATE OF AMENDMENT
OF
CERTIFICATE OF INCORPORATION

Kimeragen, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

FIRST, That at a meeting of the Board of Directors of Kimeragen, Inc., resolutions were duly adopted setting forth a proposed amendment to the Third Restated Certificate of Incorporation of said corporation, declaring said amendment to be advisable and submitting said amendment to the sole stockholder of the Corporation for consideration thereof. The resolution setting forth the proposed amendment is as follows:

RESOLVED, That the Third Restated Certificate of Incorporation of this corporation be amended by changing Article I thereof so that, as amended said Article shall be and read as follows:

"ARTICLE I

The name of the corporation (the "Corporation") is ValiGen (US), Inc."

SECOND: That thereafter, pursuant to resolution of the Corporation's Board of Directors, a written consent of the sole stockholder of the Corporation approving the amendments was executed by the sole stockholder of the Corporation.

THIRD, That said amendments was duly adopted in accordance with the provisions of Section 242 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, the Corporation has caused this certificate to be signed by
Douglas G. Watson, its President, this 10th day of July, 2000.

By: Douglas Watson
President